

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA) Crim. No 05-10086-RGS
)
) VIOLATIONS:
) 21 U.S.C. § 846 -
v.) Conspiracy to Possess
) With Intent to Distribute
1. CLAUDIO VILLAR,) And to Distribute Heroin
a/k/a Luis Rios-Colon,)
a/k/a Junior,) 21 U.S.C. § 841 -
Defendant.) Possession With Intent to
) Distribute and Distribution
) of Heroin

INDICTMENT

COUNT ONE: (21 U.S.C. § 846 - Conspiracy to Possess With
Intent To Distribute and to Distribute Heroin)

The Grand Jury charges that:

Beginning on a date unknown to the Grand Jury, but no later
than in or about June, 2004 and continuing to on or about March
1, 2005, at Boston, in the District of Massachusetts,

1. CLAUDIO VILLAR,
a/k/a Luis Rios-Colon,
a/k/a Junior,

defendant herein, did knowingly and intentionally combine,
conspire, confederate, and agree with others, known and unknown
to the Grand Jury, to possess with intent to distribute and to
distribute heroin, a Schedule I controlled substance, in
violation of Title 21, United States Code, Section 841(a)(1).

It is further alleged that the conspiracy involved at least
100 grams of a mixture and substance containing a detectable
amount of heroin, a Schedule I controlled substance.

Accordingly, Title 21, United States Code, Section
841(b)(1)(B)(i) is applicable to this Count.

All in violation of Title 21, United States Code, Section
846.

COUNT TWO: (21 U.S.C. § 841(a)(1) - Distribution and Possession With Intent To Distribute Heroin)

The Grand Jury further charges that:

On or about June 9, 2004, at Boston, in the District of Massachusetts,

1. CLAUDIO VILLAR,
a/k/a Luis Rios-Colon,
a/k/a Junior,

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, heroin, a Schedule I controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT THREE: (21 U.S.C. § 841(a)(1) - Distribution and Possession With Intent To Distribute Heroin)

The Grand Jury further charges that:

On or about September 2, 2004, at Boston, in the District of Massachusetts,

1. CLAUDIO VILLAR,
a/k/a Luis Rios-Colon
a/k/a "Junior,"

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, heroin, a Schedule I controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT FOUR: (21 U.S.C. § 841(a)(1) - Distribution and Possession With Intent To Distribute Heroin)

The Grand Jury further charges that:

On or about September 28, 2004, at Boston, in the District of Massachusetts,

1. CLAUDIO VILLAR
a/k/a Luis Rios-Colon,
a/k/a Junior,

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, heroin, a Schedule I controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT FIVE: (21 U.S.C. § 841(a)(1) - Distribution and Possession With Intent To Distribute Heroin)

The Grand Jury further charges that:

On or about December 16, 2004, at Boston, in the District of Massachusetts,

1. CLAUDIO VILLAR,
a/k/a Luis Rios-Colon,
a/k/a "Junior,"

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, heroin, a Schedule I controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT SIX: (21 U.S.C. §841(a)(1) - Distribution and Possession With Intent To Distribute Heroin)

The United States Attorney charges that:

On or about February 9, 2005, at Boston, in the District of Massachusetts,

1. CLAUDIO VILLAR,
a/k/a Luis Rios-Colon,
a/k/a Junior,

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, heroin, a Schedule I controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

FORFEITURE ALLEGATION
(21 U.S.C. § 853 - Criminal Forfeiture)

The Grand Jury further charges that:

1. As a result of committing one or more of the offenses alleged in Counts One through Six of this indictment,

1. CLAUDIO VILLAR,
a/k/a Luis Rios-Colon,
a/k/a Junior,

defendant herein, shall forfeit to the United States, pursuant to 21 U.S.C. §853: (1) any and all property constituting or derived from any proceeds the said defendant obtained directly or indirectly as a result of the charged offenses; and (2) any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offenses, including, but not limited to, \$10,000.00, in United States funds, which the defendant received in exchange for narcotics.

2. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any

other property of said defendant up to the value of the above
forfeitable property.

All in violation of Title 21, United States Code, Section
853.

A TRUE BILL

William D. Farber
FOREPERSON OF THE GRAND JURY

Lisa M. Asiaf
LISA M. ASIAF
ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS; March MAR 30 2005.

Returned into the District Court by the Grand Jurors and filed.

Mark Kowar
DEPUTY CLERK

11:45 AM
3/30/05

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: Boston Category No. II Investigating Agency DEACity Boston Related Case Information: 05-cr-10086-RGSCounty Suffolk Superseding Ind./ Inf. _____ Case No. _____

Same Defendant _____ New Defendant _____

Magistrate Judge Case Number 05M-1049-JGD

Search Warrant Case Number _____

R 20/R 40 from District of _____

Defendant Information:Defendant Name Claudio Villar Juvenile Yes NoAlias Name a/k/a Luis Rios-Colon; a/k/a JuniorAddress 60 Cheney Street, Apt. 1, Dorchester, MABirth date (Year only): 1981 SSN (last 4 #): _____ Sex M Race: Hispanic Nationality: DominicanDefense Counsel if known: William Keefe, Esq. Address: 390 Centre Street
Jamaica Plain, MA 02130Bar Number: 556817**U.S. Attorney Information:**AUSA Lisa M. Asiaf Bar Number if applicable 634636Interpreter: Yes No List language and/or dialect: SpanishMatter to be SEALED: Yes No Warrant Requested Regular Process In Custody**Location Status:**Arrest Date: March 1, 2005 Already in Federal Custody as of March 1, 2005 in USMS. Already in State Custody _____ Serving Sentence Awaiting Trial On Pretrial Release: Ordered by _____ on _____Charging Document: Complaint Information IndictmentTotal # of Counts: Petty _____ Misdemeanor _____ Felony 6

Continue on Page 2 for Entry of U.S.C. Citations

 I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: March 30, 2005 Signature of AUSA: Lisa M. Asiaf Lisa M. Asiaf

~~JS 45 (5/97) - (Revised USAO MA 3/25/02) Page 2 of 2 or Reverse~~

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Claudio Villar, a/k/a Luis Rios-Colon, a/k/a Junior**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 U.S.C. §846</u>	<u>Conspiracy to Distribute heroin</u>	<u>1</u>
Set 2	<u>21 U.S.C. §841(a)(1)</u>	<u>Distribution of heroin</u>	<u>2-6</u>
Set 3	<u>21 U.S.C. §853</u>	<u>Criminal Forfeiture Allegation</u>	
Set 4			
Set 5			
Set 6			
Set 7			
Set 8			
Set 9			
Set 10			
Set 11			
Set 12			
Set 13			
Set 14			
Set 15			

ADDITIONAL INFORMATION: